(16)

HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition (s) No. 4256 of 2005

Applicant : Smt. Usha Bela Ekka,
Wife of Jaipal Ekka,
Aged 31 years, Assistant Teacher Posted at Primary School, Bangalipara, Block Surajpur, District Sarguja (Chhattisgarh)

Versus

Respondents :1. State of Chhattisgarh,
Through Secretary,
Tribal Welfare Department,
D.K.S. Bhawan, Mantralaya,
Raipur (Chhattisgarh)

2. Commissioner,
Tribal Development Department,
Division, Bilaspur (C.G.)

3. Assistant Commissioner,
Tribal Development Department
District Sarguja (Chhattisgarh)

SB : Hon'ble Shri Satish K. Agnihotri, J.

Present: Mr. Anupam Dubey, Advocate for the petitioner.
Mr. Sushil Dubey, Govt. Advocate for the respondents/State.

ORDER

(Passed on this 21st day of March, 2007)

1. The petitioner has filed this petition challenging the transfer order dated 5.10.2001 (A/1). By virtue of the interim stay granted by the Madhya Pradesh Administrative Tribunal at Raipur, the petitioner is continuing at the original place of posting.

2. Be that as it may, with the passage of time this petition has become infructuous, as period of transfer is not applicable forever. At this point of time there is no question to examine the validity of the transfer order. However, the respondents are at liberty to pass appropriate orders, keeping in view the public interest and administrative exigency, without insisting on compliance of the impugned transfer order.

3. In view of the above, this petition stands disposed of. No order as to costs.

B/-

Sd/-
Satish K. Agnihotri
Judge